

MINUTES OF THE MEETING
OF THE
BOARD OF DENTISTRY

January 15, 2016

ROLL CALL

The meeting of the Board of Dentistry was called to order at 9:00 a.m. by Terry Wilwerding, DDS, Chairperson, in the Staybridge Room at the Staybridge Suites, located at 2701 Fletcher Avenue, Lincoln, Nebraska. The Agenda and Revised Agenda (revised more than 24 hours prior to the commencement of the meeting and posted/available for public inspection at the Board's office more than 24 hours prior to the meeting) were sent to the Board members and other interested parties prior to the meeting. The following members answered the roll call:

Terry Wilwerding, DDS, Chairperson
Dennis Anderson, DDS, Vice-Chairperson
Charles Bauer, DDS
John Thomas, DMD
Timothy Durham, DDS
Lisa Kucera, RDH
Dean Cope, DDS
Gregory Thomas, JD

Absent: Cynthia Gaskill, RDH, Secretary
Mary Sneckenberg

Also present were: Kathie Lueke, Program Manager; Vonda Apking, Health Licensing Coordinator; Ed Vierk, Assistant Attorney General; Ami Huff, Assistant Attorney General; Larry Wiehn, Investigator; Jeff Newman, Investigator; and Carla Cue, Investigator.

Wilwerding announced that there is a copy of all the public documents being reviewed at this meeting available in the meeting room pursuant to the Open Meetings Act.

ADOPTION OF AGENDA

Anderson moved, seconded by J. Thomas, to adopt the Agenda with the ability for the Chairperson to rearrange as necessary. Voting aye: Anderson, Bauer, Cope, Durham, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Gaskill, Sneckenberg. Motion carried.

APPROVAL OF MINUTES

October 9, 2015

J. Thomas moved, seconded by Anderson, to approve the October 9, 2015, minutes as presented. Voting aye: Anderson, Bauer, Cope, Durham, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Gaskill, Sneckenberg. Motion carried.

DESIGNATION OF THE METHOD BY WHICH THIS BODY WILL GIVE PUBLIC NOTICE OF ITS MEETINGS

Apking explained that the Board needs to inform the public each year the method by which the Board will provide notice of their meetings. In the past, the Board had chosen to post meeting agendas at the Nebraska State Office Building, to e-mail agendas to the interested parties list, and to post agendas on the Department's website. Kucera moved, seconded by Anderson, to continue the same method that the Department has been using to provide public notice of this Board's meetings by posting meeting agendas at the Nebraska State Office Building, by e-mailing agendas to the interested parties list, and by posting agendas on the Department's website. Voting aye: Anderson, Bauer, Cope, Durham, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Gaskill, Sneckenberg. Motion carried.

Wilwerding suggested that everyone introduce themselves and provide some background.

Gaskill joined the meeting at 9:05 a.m.

INVESTIGATIONAL REPORTS AND APPLICATION REVIEW – CLOSED SESSION

Anderson moved, seconded by J. Thomas, to go into closed session at 9:11 a.m. for the purpose of hearing investigational reports, probation compliance monitoring reports, and application review. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

G. Thomas recused himself from the meeting at 9:41 a.m.

G. Thomas returned to the meeting at 9:48 a.m.

Wilwerding recused himself from the meeting at 9:59 a.m.

Wilwerding returned to the meeting at 10:09 a.m.

Kucera recused herself from the meeting at 10:16 a.m.

Kucera returned to the meeting at 10:19 a.m.

J. Thomas moved, seconded by Anderson, to reopen the session at 10:19 a.m. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

C.J. Roberts (Department Legal) joined the meeting at 10:20 a.m.

APPLICATION REVIEW – OPEN SESSION

Dental Application(s)

Anderson moved, seconded by J. Thomas, to recommend issuing a dental license to Theodore Graham upon meeting all requirements for licensure. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas. Voting nay: None. Absent: Sneckenberg. Abstain: Wilwerding. Motion carried.

Anderson moved, seconded by J. Thomas, to recommend issuing a dental license to Michael Gritzuk upon meeting all requirements for licensure. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

Gaskill moved, seconded by Kucera, to recommend tabling the dental licensure application of Christopher Jones for additional information. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

Dental Hygiene Reinstatement Application(s)

No further action required on Amanda Hofferber's dental hygiene reinstatement application.

DENTAL REMEDIAL COURSE(S)

Anderson moved, seconded by Gaskill, to recommend approval the remedial course presented by Creighton University for Theodore Graham, DDS. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

LOCAL ANESTHESIA COURSE APPROVAL(S)

Gaskill moved, seconded by Kucera, to approve the local anesthesia course given by the University of Minnesota. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

REGULATIONS DEVELOPMENT

172 NAC 56 (Dental and Dental Hygiene Licensure)

Apking explained that 172 ANC 56 had been updated to the new template developed by the Department and to incorporate changes associated with the passing of LB 80 from the last legislative session. The Dental Anesthesia Subcommittee has not had a chance to discuss the changes. The Board recommended that the Dental Anesthesia Subcommittee review the changes associated with the passing of LB 80 and bring back to the Board.

172 NAC 58 (Dental Faculty Licensure)

Apking explained that 172 NAC 58 was updated to the new template developed by the Department. The Board members will review and discuss at the next Board meeting.

2016 LEGISLATION

The Board review LB 901 legislation regarding the credentialing of dental assistants. J. Thomas moved, seconded by Anderson, to send a letter of support for LB 901. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

SUBCOMMITTEE REPORTS

Dental Anesthesia Subcommittee

The Board had nothing to discuss on this issue at this time.

Continuing Education Subcommittee

The Board had nothing to discuss on this issue at this time.

Nebraska Examination Review Subcommittee

Gaskill moved, seconded by Kucera, to accept the dental hygiene clinical examination given by Western Regional Examining Board (WREB) for 2015-2016 examining season. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

Kucera volunteered to observe a WREB examination.

CENTRAL REGIONAL DENTAL TESTING SERVICE (CRDTS)

Gaskill mentioned that CRDTS has completed examiner assignments.

AMERICAN ASSOCIATION OF DENTAL BOARDS (AADB) – ANNUAL MEETING – NOVEMBER 3-4, 2015 in WASHINGTON, DC

Report from the AADB Annual Meeting in Washington, DC

Anderson provided the Board with a written report from the AADB Annual Meeting. Anderson mentioned that Dental Service Organization (DSO) were a topic of interest because they are not regulated in most states.

AADB – Mid-Year Meeting – April 10-11, 2016 in Chicago, IL

Bauer, Cope, Kucera, J. Thomas, and Wilwerding are interested in attending the AADB Mid-Year Meeting. Apking will submit travel authorization requests. Wilwerding volunteered to be the Board's representative at the 2016 National Dental Examiners' Advisory Forum (NDEAF) Meeting.

PRACTICE QUESTION – WOULD THE BOARD OF DENTISTRY CONSIDER A WEBINAR AS LIVE CONTINUING EDUCATION OR HOME STUDY?

Wilwerding moved, seconded by Bauer, it is the Board's opinion that a Webinar would be considered LIVE continuing education as long as attendees can interact with the presenter and other attendees such as asking questions during the presentation. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

ELECTION OF OFFICERS

Cope moved, seconded by Kucera, to keep the current slate of officers which are Wilwerding as Chair, Anderson as Vice-Chair, and Gaskill as Secretary. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

Wilwerding moved, seconded by Gaskill, to appoint Anderson, Bauer, Durham and J. Thomas as Anesthesia Subcommittee members and appoint Gaskill, Kucera, and Wilwerding as Nebraska Examination Review Subcommittee members. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

The Board recommended to not appoint a Continuing Education Subcommittee as this time.

Anderson moved, seconded by Wilwerding, to keep the current CRDTS Committee members as Wilwerding – Steering Committee, Gaskill – Dental Hygiene Examination Review Committee, and Julie Marshall, DDS – Dental Examination Review Committee. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

Anderson volunteered to be editor for the newsletter.

The Investigations Consultant is Wilwerding.

ADJOURNMENT

Anderson moved, seconded by Gaskill, to adjourn the meeting at 12:07 p.m. Voting aye: Anderson, Bauer, Cope, Durham, Gaskill, Kucera, G. Thomas, J. Thomas, Wilwerding. Voting nay: None. Absent: Sneckenberg. Motion carried.

Respectfully submitted by,

Cynthia Gaskill, RDH, Secretary
Board of Dentistry